IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

WRIT PETITION NO.9224 OF 2004

M/s. Pas Steel Pvt. Ltd. Petitioners
vs.
Union of India & ors. Respondents

Mr.H.R.Shetty i/b. M/s.H.R.Shetty & Co. for the petitioners.

Mr.Y.S.Bhate along with Mr.Y.R.Mishra for the respondents 1 to 5.

CORAM : R. M. LODHA &
J.P. DEVADHAR,JJ.

DATED : 1st December 2004

P.C.

After having heard the learned counsel for the petitioners, we are satisfied that no relief deserves to be granted to the petitioners in extraordinary jurisdiction under Article 226 of the Constitution of India. Suffice it to say that the release of the goods viz. import of heavy melting scrap from Singapore covering Bill of Entry No.711210.01/10/2004/N/H has to be made in accord with the Customs Circular No.56/2004 dated 18th October 2004 (Exh. C) issued by the Under Secretary to the Government of India and the public notice issued by the Commissioner of Customs (Import) (Exh. D). The concerned authority namely; the Additional Commissioner of Customs (Import)(Docks) shall obviously act as per the aforesaid circular issued by the Government of India and the public notice issued by

the Commissioner of Customs (Import) abovereferred expeditiously and complete the examination of the goods, investigation and the assessment proceedings without any further delay.

2. We also direct the petitioners to cooperate with the concerned authority to enable that authority to pass appropriate order for clearance of the subject imported goods or otherwise expeditiously.

3. With the aforesaid observations, writ petition is dismissed.

Certified copy expedited.

(R.M. LODHA,J.)

(J.P. DEVADHAR,J.)